

Docket No. <b>31129</b>
----------------------------

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### **METHODS OF TREATING OBESITY AND RELATED DISORDERS USING TELLURIUM AND SELENIUM COMPOUNDS**

the specification of which

☐ is attached hereto.

☒ **was filed on 13 June 2004 as ~~United States Application No.~~ or PCT**

**International Application Number PCT/IL2004/000506**

~~and was amended on~~ \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of federal Regulations, Section 1.56. Including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

60/477,790

(Application Serial No.)

12 June 2003

(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112. I acknowledge the duty to disclose to the United States Patent and Trademark Office all the information known to me to be material to patentability as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

PCT/IL2004/000506

(Application Serial No.)

13 June 2004

(Filing Date)

\_\_\_\_\_  
(Status)

(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)

(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)

(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Martin MOYNIHAN      Registration Number 40,338

Send Correspondence to: **Martin MOYNIHAN**  
PRTSI, Inc.  
P.O. Box 16446  
Arlington, Virginia 22215

Direct Telephone Calls to: *(name and telephone number)*

**Martin MOYNIHAN**      Tel. No. (703) 598-7851  
Fax No. (703) 415-4864

FULL NAME OF SOLE OR FIRST INVENTOR	<b>Menachem RUBINSTEIN</b>
Sole or first inventor's signature	_____ Date _____
Residence :	1 Hohit Street, 76329 Rehovot, Israel
Citizenship :	Israeli
Post Office Address :	1 Hohit Street, 76329 Rehovot, Israel

FULL NAME OF SECOND INVENTOR , IF ANY	<b>Yossi DAGON</b>
Second inventor's signature	_____ Date _____
Residence :	38 Bilu Street, 75321 Rishon-LeZion, Israel
Citizenship :	Israeli
Post Office Address :	38 Bilu Street, 75321 Rishon-LeZion, Israel

FULL NAME OF THIRD INVENTOR , IF ANY		<b>Benjamin SREDNI</b>
Third inventor's signature _____		Date _____
Residence	:	3 Shachal Street, 44380 Kfar-Saba, Israel
Citizenship	:	Mexican
Post Office Address	:	3 Shachal Street, 44380 Kfar-Saba, Israel

FULL NAME OF FOURTH INVENTOR , IF ANY		<b>Michael ALBECK</b>
Fourth inventor's signature _____		Date _____
Residence	:	8 Harel Street, 52223 Ramat-Gan, Israel
Citizenship	:	Israeli
Post Office Address	:	8 Harel Street, 52223 Ramat-Gan, Israel

# EHRlich & PARTNERS

Patent Attorneys

*G. E. Ehrlich (1995) Ltd.*

Managing Director:

Gal Ehrlich<sup>a</sup>, Ph.D. Mol. Biol., LL.B.

Operations Manager & Chief Patent Attorney:

Guy Kotlizky, Ph.D. Mol. Biol.

Office Manager & Chief Paralegal:

Tania Hellman de Picciotto

Legal Counsel:

Amit Ehrlich, Adv., LL.B.

Financial Controller:

Aharon Ben-Ibgi

Sales & Marketing:

Idan Netiv, B.A. Physics, Math.

Of Counsel:

Benjamin J. Barish<sup>c</sup>, Adv., B.Sc. E.E., J.D., LL.M.

Patent Attorneys:

Geoff Melnick<sup>c</sup>, B.E., C.I.P.L., A.M.I.E.E.

David Spolter<sup>b,d</sup>, B.A. Chem., J.D.

Hadassa Waterman, Ph.D. Biochem. Mol. Biol.

Revital Green, Ph.D. Org. Chem.

Einat Nir<sup>f</sup>, M.Sc. Physics, M.E.

Erez Gur, Ph.D. Chem.

Shira Weiss, M.Sc. E. E.

David Mencher, Ph.D. Biochem.

Barbara Diamant, M.Sc. Pharmacol., Immunol.

Associate:

Sol Sheinbein, B.E.E., J.D.

Technical Advisors:

Ephraim Yesgar, Ph.D. Phys., Chem.

Alain Bendavid, Ph.D. Immunol., Mol. Biol.

Eran Naftali, Ph.D. Physics

Paul Kleinberger

Efrat Lev Lehman, Ph.D. Mol. Biol.

Gitay Kryger, Ph.D. Chem. Biochem.

Leora Havin, Ph.D. Mol. Embry.

Yariv Diamant, B.Sc., E.E., M.Sc. Comp. Sci.

Gil Livne, MMRM, M.B.A. Information Systems

Ilan Harrington, Ph.D. Physics

Nimrod Sandlerman, B.Sc. Physics

Attorneys:

Yoel Szttybel, Adv., LL.B.

Ella Amsteel, Adv. LL.B.

Paralegal Department:

Robert Sheinbein

Jenny Shostak

Nicole Haggi

Oz Solomon

Cindy Weisrose

Bruria Bouschet

Nicolette Callaghan

Monika Richter

Jonathan Milberg

Yissachar Bertisch

Stephen Bukstein

Yaniv Znaty

<sup>a</sup> Founder

<sup>b</sup> Counsel, Registered in California

<sup>c</sup> Also Registered in MI and USPTO

<sup>d</sup> Registered in USPTO

<sup>e</sup> Also Registered in Europe and Great Britain

<sup>f</sup> Also Registered in USPTO

<sup>g</sup> Also Registered in New York

8 December 2005

The International Bureau of WIPO  
PCT Examination Section  
34, Chemin des Colombettes  
CH-1211 Geneva 20, Switzerland

**Facsimile number: (41 22) 338 8270 (6 sheets)**

338 7130

Dear Sirs,



Re : PCT Patent Application No. PCT/IL2004/000506

Filed: 13 June 2004

By : RUBINSTEIN Menachem ; DAGON Yossi

For : Methods Of Treating Obesity And Related Disorders Using Tellurium And Selenium Compounds

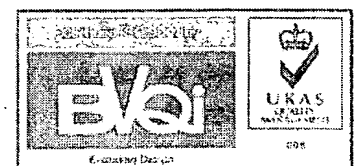
**Agent Ref: 31128**

**CHANGE OF AGENT, ADDITION OF APPLICANT AND APPLICANTS/INVENTORS, RECORDAL OF ASSIGNMENT and REQUEST FOR PCT/IB/306**

The further prosecution of the above-identified PCT Application was forwarded to our firm. Kindly correct your records accordingly and correspond with us at: G.E. Ehrlich (1995) Ltd.,  
11 Menachem Begin Street, 52 521 Ramat Gan, ISRAEL, Tel: 972-3-6127676 Fax: 972-3-6127575  
e-mail: patents@ipatent.co.il

Further, this is to advise that two Applicants for US only and Inventors for all designated states are added to the above identified PCT application. Their details are as follows:

<b>Name:</b>	SREDNI, Benjamin	ALBECK, Michael
<b>Address</b>	3 Shachal Street 44380 Kfar-Saba Israel	8 Harel Street 52223 Ramat-Gan Israel
<b>Citizenship</b>	MX	IL



IAP13 Rec'd PCT/PTO 12 DEC 2005

2

Furthermore, this is to advise that Applicants/Inventors SREDNI, Benjamin and ALBECK, Michael assigned the rights to the invention to:

**BioMAS Ltd.**

Or Towers A, 11th Floor  
27 Habarzel Street  
69710 Tel-Aviv  
Israel

Enclosed please find a copy of the executed Assignment form and a Power of Attorney signed by all the Applicants/Inventors appointing our firm to act as Agent.

Accordingly the Applicants/Inventors in this case should appear as follows:

RUBINSTEIN Menachem	- Applicant and Inventor for all States.
DAGON Yossi	- Applicant and Inventor for all States.
BioMAS Ltd.	- Applicant for all states excluding USA
SREDNI Benjamin	- Applicant for USA only, Inventor for all States.
ALBECK Michael	- Applicant for USA only, Inventor for all States.

The International Bureau is kindly requested to issue Form PCT/IB/306 immediately, and send it to us by return fax, attesting to the recordal of these changes since we are presently preparing for entry into National Phase.

Yours very truly,



Dr. Hadassa WATERMAN  
Agent for Applicant

**PCT Patent Application No. PCT/IL2004/000506**  
**Agent Ref: 31128**

**PCT**  
**POWER OF ATTORNEY**  
(for an international application filed under the Patent Cooperation Treaty)  
(PCT Rule 90.4)

Agent Ref: 31128

The undersigned person(s):

<b>Menachem RUBINSTEIN</b>	1 Hohit Street, 76329 Rehovot, Israel
<b>Yossi DAGON</b>	38 Bilu Street, 75321 Rishon-LeZion, Israel
<b>BioMAS Ltd.</b>	Or Towers A, 11th Floor, 27 Habarzel Street, 69710 Tel-Aviv, Israel
<b>Benjamin SREDNI</b>	3 Shachal Street, 44380 Kfar-Saba, Israel
<b>Michael ALBECK</b>	8 Harel Street, 52223 Ramat-Gan, Israel

hereby appoint(s) the following person(s) as: ☒ **AGENT** ☐ common representative

Name and Address:

**EHRlich, Gal; WATERMAN, Hadassa; MELNICK, Geoffrey, L.; MENCHER David**

**G.E. EHRlich (1995) LTD.**

11 Menachem Begin Street, 52 521 Ramat Gan, Israel

to represent the undersigned before ☒ all the competent International Authorities  
☐ the International Searching Authority only  
☐ the International Preliminary Examining Authority only

In connection with the international application identified below:

**Title of the invention: METHODS OF TREATING OBESITY AND RELATED DISORDERS USING  
TELLURIUM AND SELENIUM COMPOUNDS**

**Applicant's or agent's file reference: 31128**

**International application number (if already available): PCT/IL2004/000506**

filed by the undersigned with the following Office: **ISRAEL PATENT OFFICE** as **Receiving Office**, and to make or receive payment on behalf of the undersigned:

Signature(s)

BioMAS Ltd.

Signature: 

Name: **B. RON**, **Lior Avidor**

Capacity: **Director** **C.O.O**

Date: **7.12.2005** **7/12/2005**

**Menachem RUBINSTEIN**

**Yossi DAGON**

**Benjamin SREDNI**

**Michael ALBECK**

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: **6/12/05**

Date: **6-Dec. 2005**

**PCT  
POWER OF ATTORNEY**

(for an international application filed under the Patent Cooperation Treaty)  
(PCT Rule 90.4)

Agent Ref.: 31128

The undersigned person(s):

Menachem RUBINSTEIN	1 Hohit Street, 76329 Rehovot, Israel
Yossi DAGON	38 Bilu Street, 75321 Rishon-LeZion, Israel
BioMAS Ltd.	Or Towers A, 11th Floor, 27 Habarzel Street, 69710 Tel-Aviv, Israel
Benjamin SREDNI	3 Shachal Street, 44380 Kfar-Saba, Israel
Michael ALBECK	8 Harel Street, 52223 Ramat-Gan, Israel

hereby appoint(s) the following person(s) as: ☒ **AGENT** ☐ common representative

Name and Address:

EHRlich, Gal; WATERMAN, Hadassa; MELNICK, Geoffrey, L.; MENCHER David

**G.E. EHRlich (1995) LTD.**

11 Menachem Begin Street, 52 521 Ramat Gan, Israel

to represent the undersigned before ☒ all the competent International Authorities  
☐ the International Searching Authority only  
☐ the International Preliminary Examining Authority only

In connection with the international application identified below:

**Title of the invention: METHODS OF TREATING OBESITY AND RELATED DISORDERS USING  
TELLURIUM AND SELENIUM COMPOUNDS**

**Applicant's or agent's file reference: 31128**

**International application number (if already available): PCT/IL2004/000506**

filed by the undersigned with the following Office: ISRAEL PATENT OFFICE as Receiving Office, and to make or receive payment on behalf of the undersigned:

Signature(s)

BioMAS Ltd.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Capacity: \_\_\_\_\_

Date: \_\_\_\_\_

*Menachem Rubinstein*

Menachem RUBINSTEIN

Yossi DAGON

Benjamin SREDNI

Michael ALBECK

Date: Dec 7<sup>th</sup>, 2005

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Form PCT/Model of power of attorney (for a given international application) (July 1992)



026431105

**PCT  
POWER OF ATTORNEY**

*(for an international application filed under the Patent Cooperation Treaty)*

**(PCT Rule 90.4)**

The undersigned person(s):

Agent Ref.: 31128

<b>Menachem RUBINSTEIN</b>	1 Hohit Street, 76329 Rehovot, Israel
<b>Yossi DAGON</b>	38 Bilu Street, 75321 Rishon-LeZion, Israel
<b>BioMAS Ltd.</b>	Or Towers A, 11th Floor, 27 Habarzel Street, 69710 Tel-Aviv, Israel
<b>Benjamin SREDNI</b>	3 Shachal Street, 44380 Kfir-Saba, Israel
<b>Michael ALBECK</b>	8 Harel Street, 52223 Ramat-Gan, Israel

hereby appoint(s) the following person(s) as: ☒ **AGENT** ☐ common representative

Name and Address:

EHRlich, Gal; WATERMAN, Hadassa; MELNICK, Geoffrey, I.; MENCHER David

**G.E. EHRlich (1995) LTD.**

11 Menachem Begin Street, 52 521 Ramat Gan, Israel

to represent the undersigned before ☒ all the competent International Authorities  
☐ the International Searching Authority only  
☐ the International Preliminary Examining Authority only

In connection with the international application identified below:

**Title of the invention:** METHODS OF TREATING OBESITY AND RELATED DISORDERS USING  
TELLURIUM AND SELENIUM COMPOUNDS

**Applicant's or agent's file reference:** 31128**International application number (if already available):** PCT/IL.2004/000506

filed by the undersigned with the following Office: **ISRAEL PATENT OFFICE** as Receiving Office, and to  
make or receive payment on behalf of the undersigned:

Signature(s)

**BioMAS Ltd.**

Signature: \_\_\_\_\_

Name : \_\_\_\_\_

Capacity: \_\_\_\_\_

Date : \_\_\_\_\_

Menachem RUBINSTEIN Yossi DAGON

Date: \_\_\_\_\_

Date: 8/12/05

Benjamin SREDNI

Date: \_\_\_\_\_

Michael ALBECK

Date: \_\_\_\_\_

ASSIGNMENT

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned:

**Benjamin SREDNI**  
3 Shachal Street  
44380 Kfar-Saba  
Israel

**Michael ALBECK**  
8 Harel Street  
52223 Ramat-Gan  
Israel

hereby sell(s), assign(s) and transfer(s) to:

**BioMAS Ltd.**  
Or Towers A, 11th Floor  
27 Habarzel Street  
69710 Tel-Aviv  
Israel

(hereinafter called the "Assignee"), its successors, assigns, nominees or other legal representatives, the undersigned's entire rights, title and interest in and to the invention titled:

**METHODS OF TREATING OBESITY AND RELATED DISORDERS  
USING TELLURIUM AND SELENIUM COMPOUNDS**

described and claimed in the following Patent Application:

**PCT Patent Application No. PCT/IL2004/000506**  
**International Filing Date 13 June 2004**

and in and to said Patent Application, and all original and reissued Patents granted therefore, and all divisions and continuations thereof, any corresponding PCT Patent Application and the National Phases thereof, including the right to apply and obtain Patents in all other countries, the priority rights under International Conventions, and the Letters Patent which may be granted thereon:

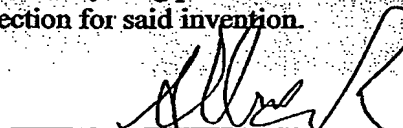
covenant that the undersigned have (has) the full right to convey the entire interest therein assigned;

authorize(s) and request(s) the Registrar of Patents, and any Official of any country whose duty it is to issue Patents on applications as aforesaid, to issue the said Letters Patent to the said Assignee;

and agree(s) to sign all lawful papers, make all rightful oaths, do all lawful acts requisite for such Patent Applications, and do everything possible to aid said Assignee to apply for, obtain and enforce Patent protection for said invention.

  
Benjamin SREDNI

Date: 6/12/05

  
Michael ALBECK

Date: 6- Dec. - 2005

BEST AVAILABLE COPY